

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

Nationwide Judgment Recovery, Inc.)
as assignee of Matthew E. Orso, in his)
capacity as successor court-appointed)
Receiver for Rex Venture Group,)
LLC d/b/a ZeekRewards.com for)
Receiver Kenneth D. Bell)
Plaintiff,)

v.)

Case No. 3:22-mc-00057-C

Tyrell W. Parks, SSN xxx-xx-2445)
(a member of the Defendant Class of)
Net Winners) in ZeekRewards.com);)
Todd Disner, et al,)
Defendant.)

Wells Fargo Bank, N.A.)
Garnishee)

APPLICATION FOR WRIT OF GARNISHMENT AFTER JUDGMENT

Nationwide Judgment Recovery, Inc. as assignee of Matthew E. Orso, in his capacity as successor court-appointed Receiver for Rex Venture Group, LLC d/b/a ZeekRewards.com for Receiver Kenneth D. Bell files this Application for Writ of Garnishment After Judgment, and in support thereof would respectfully show this Court as follows:

I. Parties

1. Plaintiff in garnishment, Nationwide Judgment Recovery, Inc. as assignee of Matthew E. Orso, in his capacity as successor court-appointed Receiver for Rex Venture Group, LLC d/b/a ZeekRewards.com for Receiver Kenneth D. Bell, is the assignee of the judgment debtor, Matthew E. Orso, in his capacity as successor court-appointed Receiver for Rex Venture Group, LLC d/b/a ZeekRewards.com for Receiver Kenneth D. Bell.

2. Garnishee, Wells Fargo Bank, N.A. is a foreign financial institution and may be

served with process by serving its registered agent for service of process Corporation Service Company d/b/a CSC-Lawyers Incorporating Service Company located at 211 E. 7th St. Ste 620, Austin TX 78701.

II. Jurisdiction

3. This court has subject matter jurisdiction under 28 U.S.C. §1332(a)(2) because the parties are citizens of different states and the amount in controversy exceeds \$75,000.

4. This Court has general personal jurisdiction over Wells Fargo Bank, N.A. because it has a principal place of business in Texas. Therefore, Wells Fargo Bank, N.A. has sufficient minimum contacts with the state of Texas sufficient for this Court to exercise personal jurisdiction over Wells Fargo Bank, N.A.

III. Venue

5. Venue is proper in this district under 28 U.S.C. §1391(a)(1) and (b)(1) because Wells Fargo Bank, N.A. resides in this district and because a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated within this district.

IV. Factual Background

6. Affidavit in for Garnishment. Plaintiff has a valid, subsisting judgment against Tyrell W. Parks, defendant in the action styled *Nationwide Judgment Recovery, Inc. as assignee of Matthew E. Orso, in his capacity as successor court-appointed Receiver for Rex Venture Group, LLC d/b/a ZeekRewards.com for Receiver Kenneth D. Bell against Tyrell W. Parks (a member of the Defendant Class of Net Winners in ZeekRewards.com); Todd Disner, et al*, In the United States District Court of the Western District of North Carolina; Cause Number 3:14-cv-00091-GCM in this Court. Specifically, the Court entered a Final Judgment on August 14, 2017 for each Plaintiff in the amount of \$3,215.84 plus judgment interest at 1.22% until paid in full. Tyrell W. Parks, SSN xxx-xx-2445

does not possess, within Plaintiff's knowledge, property in Texas subject to execution sufficient to satisfy the judgment. This garnishment is not sought to injure Tyrell W. Parks, SSN xxx-xx-2445 and Wells Fargo Bank, N.A.

7. Affiant has reason to believe, and does believe, that Wells Fargo Bank, N.A. is indebted to Tyrell W. Parks. The Affiant's belief is based on a banking relationship between Wells Fargo Bank, N.A. and Tyrell W. Parks.

Prayer

Plaintiff prays that -

- a. a writ of garnishment be issued directed to Wells Fargo Bank, N.A. as garnishee;
- b. Plaintiff be granted judgment against Wells Fargo Bank, N.A. as garnishee for the amount now due on Plaintiff's judgment already rendered against Tyrell W. Parks, SSN xxx-xx-2445, together with interest and costs of the suit in the original case and in this garnishment proceeding;
- c. Plaintiff be granted judgment for prejudgment and postjudgment interest at the highest rate allowed by law; and
- d. Plaintiff be granted all further relief to which Plaintiff may be entitled.

RESPECTFULLY SUBMITTED,

A Newark Firm
1341 W. Mockingbird Lane, Ste 600W
Dallas, Texas 75247
Telephone: (866)230-7236
Direct Dial: (888)990-8100
Facsimile: (888)316-3398
Email: office@newarkfirm.com

By: /s/Robert C. Newark, III

Robert C. Newark, III
Texas Bar No. 24040097
Oklahoma Bar No. 21992
ATTORNEY FOR PLAINTIFF

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

Nationwide Judgment Recovery, Inc.)
as assignee of Matthew E. Orso, in his)
capacity as successor court-appointed)
Receiver for Rex Venture Group,)
LLC d/b/a ZeekRewards.com for)
Receiver Kenneth D. Bell)
Plaintiff,)

v.)

Case No. 3:22-mc-00057-C

Tyrell W. Parks, SSN xxx-xx-2445)
(a member of the Defendant Class of)
Net Winners) in ZeekRewards.com);)
Todd Disner, et al,)
Defendant.)

Wells Fargo Bank, N.A.)
Garnishee)

DECLARATION OF ROBERT C. NEWARK, III REGARDING
APPLICATION FOR WRIT OF GARNISHMENT AFTER JUDGMENT

Pursuant to 28 U.S.C. § 1746, I hereby declare as follows:

1. I am the attorney for the movant, Nationwide Judgment Recovery, Inc. as assignee of Matthew E. Orso, in his capacity as successor court-appointed Receiver for Rex Venture Group, LLC d/b/a ZeekRewards.com for Receiver Kenneth D. Bell., in this proceeding. I have read the Application for Writ of Garnishment After Judgment filed with this Court and the facts contained within it are true and correct.

2. I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 27, 2022.

By/s/Robert C. Newark, III

Robert C. Newark, III

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

Nationwide Judgment Recovery, Inc.)
as assignee of Matthew E. Orso, in his)
capacity as successor court-appointed)
Receiver for Rex Venture Group,)
LLC d/b/a ZeekRewards.com for)
Receiver Kenneth D. Bell)
Plaintiff,)

v.)

Case No. 3:22-mc-00057-C

)
Tyrell W. Parks, SSN xxx-xx-2445)
(a member of the Defendant Class of)
Net Winners) in ZeekRewards.com);)
Todd Disner, et al,)
)
Defendant.)

)
Wells Fargo Bank, N.A.)
Garnishee)

TO: Tyrell W. Parks, SSN xxx-xx-2445, 1939 N. Great Southwest Parkway, Grand Prairie,
TX 75050.

YOU ARE HERBY NOTIFIED that certain property alleged to be owned/held by
you have been garnished. If you claim any rights in this property, you are advised:

YOU HAVE A RIGHT TO REGAIN POSSESSION OF THE PROPERTY BY
FILING A REPLEVY BOND. YOU HAVE A RIGHT TO SEEK TO REGAIN
POSSESSION OF THE PROPERTY BY FILING WITH THE COURT A MOTION TO
DISSOLVE THIS WRIT.

A Newark Firm
1341 W. Mockingbird Lane, Ste 600W
Dallas, Texas 75247
Telephone: (866)230-7236
Direct Dial: (888)990-8100
Facsimile: (888)316-3398
Email: office@newarkfirm.com

By: /s/Robert C. Newark, III
Robert C. Newark, III
Texas Bar No. 24040097
Oklahoma Bar No. 21992
ATTORNEY FOR PLAINTIFF